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8 Counsel for Defendant SHAFI
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10 IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

11 SAN FRANCISCO DIVISION
12

13 UNITED STATES OF AMERICA,
14 Plaintiff,
15 v.
16 ADAM SHAFI,
17 Defendant.

Case No.: CR 15-582-WHO

**ORDER RE: USE OF DIGITAL
TABLET IN CUSTODY**

Court: Courtroom 2, 17th Floor

18 TO: GREGORY J. AHERN, THE SHERIFF OF ALAMEDA COUNT, AND TO THE
19 ALAMEDA COUNTY SHERIFF'S OFFICE GLENN E. DYER DETENTION
FACILITY:

20 Counsel for the defendant has represented that discovery in this case is voluminous, or is
21 in a digital format that can only be efficiently reviewed by the defendant on a digital
22 tablet. The Court therefore orders that Defendant Shafi be permitted to use a digital
23 tablet for the sole purpose of reviewing discovery and legal materials from the media storage
24 device that relate to his/her criminal case, under the following conditions:

25 1. The Technical Support Unit of the Alameda County Sheriff's Office ("ACSO") will
26 provide the make, model, and specifications required for the digital tablet. Password-
27 protected software will be installed to lock down the tablet, and prevent access to the
28 internet or any and all wireless communication (including but not limited to, WI-FI, LTE,

1 4G, etc.), games or entertainment programs of any kind. The digital tablet, and any media
2 storage device provided to be installed into the tablet (such as a SD or micro-SD card)
3 shall contain no image or files other than discovery, case law, and work product relevant
4 to the criminal case;

5 2. The digital tablet, media storage device, headphones, and charging unit shall be
6 purchased by retained or appointed counsel. The digital tablet, lockdown software, and
7 installation protocol must be that specifically identified by the Office of the Federal
8 Public Defender for the Northern District of California, as approved by the Technical
9 Support Unit of the ACSO. Only tablets procured with the assistance of the Federal
10 Public Defender will be permitted;

11 3. Discovery, case law, and work product relevant to the criminal case will be stored only
12 on the media storage device (such as a SD or micro-SD card), and may not be loaded on
13 the digital tablet;

14 4. Staff at Glenn Dyer will provide only the tablet, with the media storage device installed,
15 to the defendant. No power cord, or any other type of cord, will be provided to the
16 defendant;

17 5. Before the digital tablet is provided to the defendant, it will be inspected to ensure that its
18 internet lockdown software is operating properly and that the tablet is secure;

19 6. Counsel for the defendant will provide staff at Glenn Dyer a digital media device (such as
20 a SD or micro-SD card) loaded with discovery or case materials. Counsel may request
21 that these cards be rotated, with new cards containing updated discovery and case
22 materials. Updated cards will be installed in the tablet by Glenn Dyer staff, and the
23 previous cards will be returned to defense counsel for re-use. Counsel may not load
24 digital media devices (SD cards or micro-SD cards) directly into the tablet without going
25 through Glenn Dyer Staff, and may not provide digital media directly to the defendant.
26 Tablets and digital media devices may only be provided through Glenn Dyer staff;

27 7. Glenn Dyer staff are authorized to scan the contents of the digital tablet and media
28 storage devices provided (such as SD or micro-SD cards), to ensure they do not contain

1 contraband; if the security measures of the tablet are suspected of being breached, the
2 ACSO will conduct a security assessment of the tablet, confiscate the tablet, secure the
3 tablet, and notify the United States Marshal's Service (USMS). The USMS will be
4 responsible for notifying the appropriate law enforcement agency if criminal activity is
5 suspected.

6 8. The digital tablet will be stored in the office of the housing floor deputy and/or in the
7 Inmate Services' office. The tablet will be secured and charged at that location, and will
8 be accessible to Defendant Shafi in the housing unit at the Sheriff's sole discretion;
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10 9. Neither the Sheriff's Office nor the County of Alameda will be responsible for any
11 damage to the digital tablet;
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13 10. Defendant Shafi shall use the digital tablet for the sole purpose of reviewing discovery
14 and legal materials from the media storage device that relate to his/her criminal case.
15 Defendant SHAFI shall not share the digital tablet, the digital storage device, or the
16 materials loaded onto the tablet or digital storage device, with any other inmate, or with
17 any attorney not appointed to this case, without an order of this Court. Defendant Shafi
18 shall not access, or attempt to access, the internet or any form of wireless communication
19 (including, but not limited to, WI-FI, LTE, 4G, etc.) with the device;
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21 11. Before Defendant Shafi is provided with this digital tablet, he / she must execute a
22 waiver (a copy of which has been provided to and reviewed by defense counsel);
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24 12. Any violation of this order by the defendant, or any use of the tablet that jeopardizes jail
25 security, will result in the immediate confiscation of the digital tablet by the ACSO and
26 the inmate shall not be allowed to use the tablet;
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28 13. Among other consequences, any violation of the limitations of this order by counsel
may result in the loss of visiting privileges for counsel at the Glenn E. Dyer detention
facility.

IT IS SO ORDERED.

1 June 9, 2017
2 _____
3 Dated


4 WILLIAM H. ORRICK
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6 United States District Judge
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